

NOTICE TO THE PUBLIC

Good evening, my name is Gloria Sciara, and I am the Chair of the Historic Landmarks Commission. On behalf of the Commission, I would like to welcome you to tonight's meeting. I will now call to order the October 2, 2002, meeting of the Historic Landmarks Commission.

- A. To arrange an accommodation under the Americans with Disabilities Act to participate in this public meeting, please call either (408) 277-4576 or (408) 998-5299 (TTY) at least two business days before the meeting.
- B. When addressing the Commission, please approach the Commission, identify yourself and state your address for our records. After you have finished speaking, please write your name and address on the speaker's list at the end of the table.
- C. The procedure for public hearings is as follows:
 - After the staff report, applicants may make a five-minute presentation.
 - Anyone wishing to speak in favor of the proposal should prepare to come forward. Each speaker will have two minutes.
 - After the proponents speak, anyone wishing to speak in opposition should prepare to come forward. Each speaker will have two minutes.
 - Commissioners may ask questions of the speakers. These questions will not reduce the speaker's time allowance.
 - The Commission will then close the public hearing. The Historic Landmarks Commission will take action on the item.
- D. The procedure for referrals is as follows:
 - Anyone wishing to speak on a referral will be limited to one minute.
 - Commissioners may ask questions of the speakers. These questions will not reduce the speaker's time allowance.
 - The Historic Landmarks Commission will comment on the referral item.
- E. If a Commissioner would like a topic to be addressed under one of the Good and Welfare items, please contact Planning staff in advance of the Commission meeting.

An agenda and a copy of all staff reports have been placed on the end of the table for your convenience.

AGENDA
ORDER OF BUSINESS

1. **ROLL CALL**

PAIM ABSENT

2. **DEFERRALS**

Any item scheduled for hearing this evening for which deferral is being requested will be taken out of order to be heard first on the matter of deferral. A list of staff-recommended deferrals is available on the Press Table. If you want to change any of the deferral dates recommended or speak to the question of deferring these or any other items, you should say so at this time.

- a. MA02-001. Historic Property Contract concerning the Clara Louise Lawrence Residence, HL01-142, located at the east side of Randol Avenue approximately 180 feet southerly of The Alameda, 1146 Randol Avenue. Owner: Eaglecreek Associates II. CEQA: Exempt. Council District: 6.
(Defer to November 6, 2002)

3. **CONSENT CALENDAR**

The Commission will take action on the consent calendar in one motion. If you want to speak on a consent calendar item, or want action other than that indicated, please make your request at this time.

- a. Approval of the September 4, 2002 Synopsis

WITH CORRECTIONS

- b. **HP02-016. HISTORIC PRESERVATION PERMIT** to demolish an existing garage and carport and construct a two-car garage in the Hensley Historic District and **H02-043. SITE DEVELOPMENT PERMIT** to construct a 650 square foot garage for an existing duplex, located at the east side of N. Fourth Street approximately 130 feet northerly of East Julian Street on a 0.13-gross-acre site in the R-M Residential Zoning District. (Alan and Casey Smith, Owner/Developers) Council District 3. CEQA: Exempt.

APPROVED (5-0-1) PAIM ABSENT

4. **ORAL PETITIONS**

This portion of the agenda is reserved for persons desiring to address the Commission on any matter not on the agenda. Speakers are limited to 2 minutes. The law does not permit Commission action or extended discussion on any item not on the agenda except under special circumstances. If Commission action is requested, the matter can be placed on the next agenda. All statements that require a response will be referred to staff for reply in writing.

BOB GROSS AND ELDON GRESHAM REQUESTED THE COMMISSION AGENDIZE LETTERS WRITTEN TO CITY COUNCIL ON MAY 29, 2002 AND SEPTEMBER 30, 2002 REGARDING THE HOPE STREET IMPROVEMENT PROJECT IN THE ALVISO NATIONAL HISTORIC DISTRICT

PATT CURIA SPOKE FOR PAC SJ TO REMIND THE COMMISSION THAT ANY ACTION TAKEN ON THE DONNER HOUSE SHOULD COMPLY WITH THE SECRETARY OF THE INTERIOR'S STANDARDS AND REQUESTED THAT THE PROPOSAL FOR THE PARKING GARAGE ADJACENT TO THE DONNER HOUSE BE PLACED ON THE NOVEMBER 6, 2002 AGENDA.

5. **PUBLIC HEARINGS**

- a. HL02-121. SAN JOSE HISTORIC LANDMARK DESIGNATION of the 5 Spot located at 869 South First Street, on a .23 gross acre site in the LI Light Industrial zoning district. Owner: David G. Silva. CEQA: Exempt. Council District: 3

**AN ADJACENT PROPERTY OWNER SPOKE IN OPPOSITION TO THE DESIGNATION. PAC SJ SPOKE IN FAVOR OF THE DESIGNATION.
RECOMMEND APPROVAL (5-0-1; PAIM, ABSENT)**

- b. HP02-012. HISTORIC PRESERVATION PERMIT to allow exterior changes to an existing residence and H01-12-076. SITE DEVELOPMENT PERMIT to convert an existing single-family residence to a duplex in the Hensley Historic District located at 426 N. Sixth Street, on a 0.15 gross acre site in the R-M Residence Zoning District. (Lorna Nicholas, Owner/Developer) Council District 3. CEQA: Exempt.

APPROVED WITH THE CONDITION THAT ALL EXISTING WINDOWS BE RETAINED AND PROPOSED NEW BASEMENT WINDOWS BE ALIGNED WITH EXISTING WINDOWS TO THE SATISFACTION OF THE DIRECTOR OF PLANNING (5-0-1; PAIM ABSENT)

6. **REFERRALS TO THE COMMISSION**

- a. **RA02-033. SITE ADJUSTMENT PERMIT** to allow façade improvements to the Knights of Pythias Building (86-90 S. Second St.) and the Moyer Music Building / Foto Mexico (96 S. Second St.) located on the northwest corner of East San Fernando and South Second Streets in the Downtown Commercial District on a .23 gross-acre site in the CG Commercial General zoning district. (Barry Swenson Builder, Developer) Council District 3. CEQA: Exempt.

REDEVELOPMENT AGENCY STAFF CLARIFIED THAT THE PROJECT INCLUDES REHABILITATION WORK DONE ON THE KNIGHTS OF PYTHIAS BUILDING (INCLUDING REPLACEMENT OF TILE KICK PLATE TO REPLICATE A HISTORIC PHOTOGRAPH) TOGETHER WITH WORK ON THE MOYER MUSIC BUILDING.

RECOMMEND APPROVAL AS PRESENTED TO THE EXECUTIVE DIRECTOR OF THE REDEVELOPMENT AGENCY (5-0-1; PAIM ABSENT)

- b. **RA02-32. SITE ADJUSTMENT PERMIT** to allow façade improvements to the Lawrence Hotel located on the north side of East San Fernando Street approximately seventy feet west of S. Third St. (71 East San Fernando Street) in the Downtown Commercial District on 0.23 gross acre site in the CG Commercial General zoning district. (Stratta Bar & Grill, Developer) Council District 3. CEQA: Exempt.

COMMISSIONER POLCYN STATED THAT THE EXISTING TILE DID NOT APPEAR TO BE BADLY DAMAGED OR HAZARDOUS ENOUGH TO WARRANT REPLACEMENT. COMMISSIONERS YOUmans AND SCIARA CONCURRED AND SCIARA ADDED THAT THE TILE MAY BE CONSIDERED HISTORIC FABRIC EVEN IF IT IS NOT ORIGINAL.

COMMISSIONERS ALSO STATED THAT THE TENANT IS TEMPORARY AND THE PROPOSED ALTERATION WOULD REMOVE THE EXISTING TILE.

RECOMMEND DENIAL TO THE EXECUTIVE DIRECTOR OF THE REDEVELOPMENT AGENCY (4-1-1; LEONG, OPPOSED; PAIM, ABSENT)

7. **GENERAL BUSINESS**

- a. Discussion regarding plans for historical markers in San Pedro Square
DEFER TO NOVEMBER 6, 2002 HLC MEETING

- b. Discussion and recommendations regarding the letter sent to the Landmarks Commission from History San Jose concerning the proposed museum project
COMMISSIONER POLCYN APPRECIATED THE HSJ MUSEUM PROJECT COMMITTEE'S WILLINGNESS TO WORK WITH THE HLC. COMMISSIONER SCIARA SUGGESTED THE HSJ COMMITTEE CONDUCT MORE PUBLIC INTEREST SURVEYS.

- c. Discussion and recommendations regarding a Draft Settlement Policy and Draft Memorandum to the City Council
COMMISSIONER LEONG ASKED WHETHER FINES ACTUALLY IMPACT OWNERS. C. DAMKROGER RESPONDED THAT EACH SETTLEMENT AGREEMENT ALSO HAS PROVISIONS THAT OWNERS SHALL MEET ALL PERMIT REQUIREMENTS AS WELL AS ADDITIONAL PROVISIONS SPECIFIC TO THE PARTICULAR SITE.

PATT CURIA STATED THAT PAC SJ WAS DISAPPOINTED THAT PLANNING DID NOT REQUEST THE \$90,000.00 (EQUAL TO THE FREDKINS SETTLEMENT) FROM THE GENERAL FUND FOR THE HISTORIC PRESERVATION PROGRAM SINCE THIS WAS MONEY THAT IN PAC SJ'S OPINION SHOULD HAVE BEEN ALLOCATED FOR HISTORIC PRESERVATION IN THE FIRST PLACE.

- d. Information Regarding Clearance of the block bounded by Market/Balbach/Almaden Avenue/Viola Streets

COMMISSIONER SCIARA COMMENTED THAT IT WAS UNFORTUNATE THAT THE FABRIC OF THE NEIGHBORHOOD COULD NOT BE PRESERVED IN SOME WAY.

8. **GOOD AND WELFARE**

- a. Report from the Redevelopment Agency
- Update and discussion regarding the Downtown Historic Commercial District Design Guidelines
AGENDIZE FOR NOVEMBER 6, 2002 HLC MEETING
 - Update and discussion regarding the Diridon/Arena Strategic Development Plan
RDA WILL FORWARD INFORMATION ON THE NEXT MEETING WHICH WILL BE HELD ON OCTOBER 29, 2002
 - Update and discussion regarding the SoFA Strategic Development Plan
COMMISSIONER POLCYN SUBMITTED AN EMAIL MEMO FROM JIM SCHUTZ OF THE RDA SUMMARIZING THE SUBCOMMITTEE'S RECOMMENDED PLAN CHANGES

**THE NEXT PUBLIC FORUM IS SCHEDULED FOR OCTOBER 30, 2002
AT 500 S. FIRST ST FROM 5:30 TO 8:00 PM.**

- Update and discussion regarding the Mixed Use project for the downtown core

**CIM HELD A STUDY SESSION WITH THE CITY COUNCIL ON
SEPTEMBER 23RD AND ALSO MET WITH THE HL COMMISSION
AND PAC SJ, AMONG OTHERS ON SEPTEMBER 19TH.**

b. Report from the Secretary

- Environmental Review Documents
- Draft EIRs—Metcalf Road Property

**STAFF INCLUDED A REPORT IN THE HLC PACKET EXPLAINING
THAT A DRAFT EIR IS BEING CIRCULATED FOR PUBLIC REVIEW
BETWEEN SEPTEMBER 6, 2002 AND OCTOBER 21, 2002**

- Reminder regarding the Hensley Historic District Rehab Program Workshop on October 22, 2002, 6:00 to 8:00, Room 106, City Hall
- Status report on HLC recommendations regarding the Ad Hoc Survey Committee Report

**THE COMMISSION REQUESTED A REPORT FROM THE DIRECTOR
OF PLANNING ON THE RECOMMENDATIONS MADE AT THE
SEPTEMBER 4, 2002 HLC MEETING AND STAFF STATED THE
DIRECTOR HAASE WILL JOIN THE HLC TO DISCUSS THE REPORT
AT A FUTURE MEETING.**

c. Report from the Subcommittees

- Design Review
Next Meeting October 16, 2002 12 noon- 1:30 p.m.
Room 400, Planning
- Standard permit language for Historical Archeology
- St. James Park

**STAFF INCLUDED A SYNOPSIS OF THE SEPTEMBER 11, 2002
MEETING IN THE HLC PACKET**

TODAY'S CANCELLED STUDY SESSION WILL BE RESCHEDULED

- *Ad Hoc* Survey Committee
Next Meeting October 10, 2002, 5:00 to 6:30, Room 400, Planning

d. Written Petitions and Communications

9. **ADJOURNMENT**

APPROVED (5-0-1; PAIM ABSENT)

**Cc: K. Hyland
J. Davidson
A. Danielsen
D. Mellon**

Pbce002/Historic/10-2-02/10-2-02 synopsis